## UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

SEP 2 0 2007

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte STEVEN L. VanFLEET ET AL.

Application 10/825,971

## ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 12, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

Information Disclosure Statements (IDS) were filed on July 5, 2005 and November 25, 2005. It is not apparent from the record that the examiner considered the statements submitted or notified applicants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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Accordingly, it is

**ORDERED** that the application is being returned to the Examiner for consideration of the Information Disclosure Statements filed July 5, 2005 and November 25, 2005, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS AND INTERFERENCES

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